

**IN THE CLAIMS**

1. (Currently Amended). A local wireless communication network for digital content players, the network comprising:

one or more content hosts, at least one of said content hosts including a wireless gateway for stabling a communication link with one or more mobile digital content players, said one or more content hosts including a storage device for storing digital content defining host digital content and a digital content handler system for determining the digital content stored in at least one of said mobile digital content players defining mobile digital content and comparing said host digital content with said mobile digital content and automatically updating said mobile digital content so that it is the same as said host digital content when said at least one mobile digital content player is in range of said wireless gateway;

a plurality of mobile digital content players, separate from said one or more content hosts, wherein each mobile digital content player includes having a wireless communication platform for establishing a communication link between with at least one of said one or more content hosts when said mobile digital content player is in range of at least one of said content hosts and ~~at least one other digital content player~~, each digital content player including a player storage device for storing said mobile digital content, said wireless communication platform configured to automatically enable said digital content handler system in said content host to ascertain the mobile digital content stored in said player storage device and receive ~~synchronize~~ digital content ~~between from~~ at least one of said one or more content hosts when said digital content handler system determines that said mobile digital content differs from the host digital content when at least one of ~~and~~ said digital content players in range of said wireless gateway ~~one another and also between digital content players in the range of each other. .~~

2. (Casncelled).

3. (Previously Presented). The communication network as recited in claim 1, wherein at least one of said one or more content hosts is a personal computing platform.

4. (Previously Presented). The network as recited in claim 1, wherein at least one of said one or more content hosts is a set top box.

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5. (Previously Presented). The network as recited in claim 1, wherein at least one of said one or more content hosts is a stand alone audio gateway.

6. (Currently Amended). A local wireless communication network for digital content players, the network comprising:

two or more portable digital content players; each of said portable digital content players having a wireless communication platform for establishing a bi-directional communication link ~~between at least two of said two or more~~ with at least the other digital content ~~player~~ players, each of said portable digital content players including a message handler system for receiving messages from other portable digital content players and responding to said messages and automatically synchronizing digital content in said portable digital content players when said portable digital content players are in range of each other, said two or more portable digital content players including a storage device for storing digital content and further including a digital player for enabling selective playing said digital content

#### **REMARKS**

Upon entry of the instant amendment, Claims 1 and 3-6 are pending. Claim 2 has been canceled and Claims 1 and 6 have been amended to more particularly point out the invention. Based on the amendment and the Remarks below, it is respectfully submitted that the application is in condition for allowance.

In as much as the Office Action has been indicated as "Final", a Request for Continued Examination is filed herewith. An Extension of time is also being filed herewith to extend the deadline for responding to May 26, 2009.

#### **Claim Rejections-35 USC § 103**

Claims 1-6 have been rejected under 35 USC § 103 as being unpatentable over Narayanaswami et al US Patent No. 6,477,117 ("the '117 patent") in view of Stewart US Patent No. 5,969,678 ("the '678 patent"). Claim 2 has been cancelled. Thus, the rejection is obviated with respect to claim 2. With respect to claims 1 and 3-5, we agree with the Examiner that the "117 patent does not disclose or suggest automatic synchronization of digital content between two (2) wireless devices. In fact, it is respectfully submitted that neither the '117 nor the '678 patents disclose content synchronization as recited in the claims 1 and 3-5. Essentially, the '117